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NOV 19 1997

CENTRAL DISTRICT OF CALIF.

08 CRIM 088

IN THE UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

October 1997 Grand Jury

UNITED STATES OF AMERICA,
Plaintiff,

v.

XU DAI, a/k/a "Dai Xu";
ROSE GUANGMIN REN;
WEI QING HE, a/k/a "Wennie
Kang Pang", "Wen Ni Ching",
"Winnie", "Ah Quing";
HOA DUC NGUYEN, a/k/a
"Ah Wah", "Hoa Ruc Nguyen";
SUI MIN MA, a/k/a "Frank Ma",
"Ma-Gor", "Dai Lo", "Da-Gor";
BING DAI; and
XILIANG DAI,

Defendants.

No. CR 97-1126

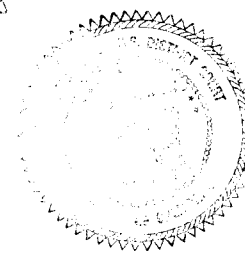
I N D I C T M E N T

[18 U.S.C. § 371: Conspiracy
To Export Stolen Vehicles,
Transport Stolen Vehicles
in Foreign Commerce, and
Make False Statements; Title
18 U.S.C. § 553: Exportation
of Stolen Motor Vehicles;
18 U.S.C. § 2312:
Transportation of Stolen Motor
Vehicles in Foreign Commerce;
18 U.S.C. § 2: Causing an Act
to be Done]

I hereby attest and certify on 11/15/08
that the foregoing document is a true
and correct copy of the original as
my office, and in my presence.

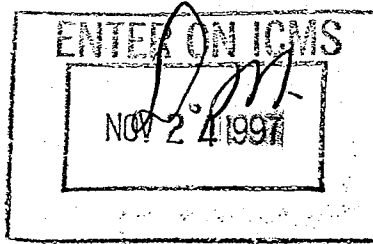
CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

By [Signature] Deputy



0101

The Grand Jury charges:



AC/CDJ:ac/cdj

1

COUNT ONE

[18 U.S.C. §§ 371 and 2]

A. THE CONSPIRACY

1. At all times material herein, pursuant to Title 13, United States Code, section 301; and Title 15, Code of Federal Regulations, sections 30.1 to 30.16, the United States required individuals exporting commodities from the United States to foreign countries to file Shipper's Export Declarations ("SEDs").

2. Beginning on a date unknown to the Grand Jury but at least in or about April, 1994, and continuing up to and including March 28, 1996, both dates being approximate and inclusive, in the Central District of California and elsewhere, the defendants XU DAI, ROSE GUANGMIN REN, WEI QING HE, HOA DUC NGUYEN, SUI MIN MA, XILIAN DAI, BING DAI, and others known and unknown to the Grand Jury, did wilfully and knowingly combine, conspire, confederate, and agree with each other and other persons known and unknown to the Grand Jury (hereafter collectively "co-conspirators") to commit the following offenses:

(a) to knowingly export motor vehicles, knowing them to have been stolen, in violation of Title 18, United States Code, Section 553(a)(1);

(b) to unlawfully transport in foreign commerce, stolen motor vehicles, from the state of California to the Peoples' Republic of China, knowing the same to have been stolen, in violation of Title 18, United States Code, Section 2312;

(c) to knowingly and willfully make and use, and cause to

1 be made and used, a false writing and document knowing the same
2 to contain a false and fictitious material statement in a matter
3 within the jurisdiction of the United States Customs Service, an
4 agency of the United States, in violation of Title 18, United
5 States Code, Section 1001.

6 B. MANNER AND MEANS OF THE CONSPIRACY

7 Among the manner and means employed by the defendants and
8 their co-conspirators to carry out the conspiracy were the
9 following:

10 1. Automobiles were stolen from legal owners residing in
11 the State of California and elsewhere.

12 2. The stolen automobiles included late model luxury cars
13 such as Lincoln Towncars, Mercedes Benzes, Lexuses, and BMWs.

14 3. The defendants transported and caused to be transported
15 the stolen automobiles to staging areas to prepare them for
16 export.

17 4. The defendants shipped and caused to be shipped the
18 stolen automobiles to the Peoples' Republic of China by sea in
19 containers.

20 5. The defendants caused the description on the required
21 Shipper's Export Declarations to falsely reflect commodities
22 other than automobiles, which was then filed with the United
23 States Customs Service.

24 6. The defendants knew that the containers held stolen
25 automobiles, not the commodities described on the Shipper's
26 Export Declarations.

1
2 C. ROLES IN THE CONSPIRACY

3 The defendants performed various roles in furtherance of the
4 conspiracy, including, but not limited to, the following:

5 1. Defendant XU DAI, along with WEI QING HE, was an
6 organizer of the conspiracy. XU DAI arranged for the cleaning of
7 stolen automobiles and the delivery of the stolen automobiles to
8 various warehouses, gave instructions for loading the stolen
9 automobiles behind other commodities for shipping to the Peoples'
10 Republic of China, and gave instructions for manifesting the
11 shipment as other commodities on the shipping documents.

12 2. Defendant WEI QING HE, an organizer of the conspiracy,
13 was responsible for the financial aspects of the conspiracy,
14 including withdrawing money from the bank after funds were wired
15 from overseas, and paid drivers to drive stolen cars to the
16 warehouses.

17 3. Defendant ROSE GUANGMIN REN, an assistant to Defendant
18 XU DAI, received stolen automobiles from other co-conspirators
19 who delivered them, and drove the stolen automobiles to various
20 warehouses for shipping to the Peoples' Republic of China. She
21 also arranged for shipping the stolen cars to the Peoples'
22 Republic of China, including giving instructions to load the
23 stolen automobiles behind other commodities to manifest the
24 shipment as other commodities on the shipping documents.

25 4. Defendant HOA DUC NGUYEN was a supplier of stolen
26 automobiles to the conspiracy for export. He also recruited and
paid drivers to assist in the transporting of stolen cars.

1 5. Defendant SUI MIN MA was the "boss" over defendants XU
2 DAI, WEI QING HE, HOA DUC NGUYEN, and others. These co-
3 conspirators reported to him and he advised them in their
4 activities.
5

6 6. Defendant BING DAI, brother of defendant XU DAI,
7 arranged for the services of an exporter to ship automobiles
8 hidden behind other commodities and falsely manifested as other
9 commodities on the shipping documents.

10 7. Defendant XILIAN DAI, father of defendant XU DAI,
11 purchased motor oil which was used to hide stolen automobiles
12 being shipped to the Peoples' Republic of China. He also asked
13 for advice from an exporter about recovery of lost merchandise
14 after stolen automobiles shipped by Defendant XU DAI failed to
15 arrive in the Peoples' Republic of China.

16 D. OVERT ACTS

17 In furtherance of the conspiracy and in order to accomplish
18 its objectives, within the Central District of California and
19 elsewhere, the following overt acts, among others, were
20 committed:

21 1. In or about April or May of 1994, in Los Angeles
22 County, California, Defendant BING DAI asked an exporter of
23 automobiles, known to the grand jury, for assistance in shipping
24 motor vehicles to the Peoples' Republic of China while avoiding
25 duty payments in the Peoples' Republic of China by hiding the
26 cars inside false compartments in the shipping containers,
placing cases of motor oil in such a manner so as to hide the

1 cars from view during an inspection of the contents of the
2 container, and mismanifesting the contents of the container by
3 stating that the shipping container only contained motor oil.
4

5 2. In or about May, 1994, in Los Angeles County,
6 California, Defendants BING DAI and XU DAI met with the exporter
7 and negotiated for the cost of exporting to the Peoples' Republic
8 of China motor vehicles provided by the defendants, which were to
9 be hidden behind motor oil and manifested as motor oil.

10 3. In or about October or November, 1994, in San Gabriel,
11 California, Defendant XU DAI told the sales executive of a
12 warehouse at 1417 S. Eastman Avenue, Los Angeles, California,
13 that he was interested in shipping automobiles out of the United
14 States and asked for assistance in preparing shipping documents
15 and loading containers.

16 4. For each shipment of vehicles to be exported,
17 Defendants XU DAI and ROSE REN instructed the warehouse employees
18 to mismanifest the shipping documents to indicate the contents as
19 commodity other than vehicles.

20 5. For each shipment of vehicles to be exported, Defendant
21 ROSE REN arranged for the delivery of commodities such as laundry
22 detergent and motor oil to the warehouse.

23 6. Defendants XU DAI and ROSE REN instructed the warehouse
24 manager and his staff to load and secure the cars inside the
25 shipping containers and construct a false wall, before which was
26 to be placed the commodity to be manifested, thus giving the
appearance that the entire container was filled with the other

1 commodity; and to ship the containers to the Peoples' Republic of
2 China by sea.

3
4 7. In or about early 1994, Defendant HOA DUC NGUYEN asked
5 an individual known to the grand jury if he wanted to make some
6 money by driving stolen cars.

7
8 8. During 1994 and 1995, Defendant HOA DUC NGUYEN
9 instructed the individual known to the grand jury to drive cars
10 which had been previously left at the parking lot of a restaurant
11 at Garvey and Del Mar streets to a warehouse located at 1417 S.
12 Eastman Blvd, which was known as "Wennie's warehouse."

13
14 9. Defendant ROSE REN received the car keys from the
15 individual known to the grand jury.

16
17 10. In or about September, 1995, Defendant XILIAN DAI
18 asked an exporter for advice regarding a shipment of automobiles
19 destined for the Peoples' Republic of China, which he knew to
20 have had been improperly manifested by his son, XU DAI, to
21 indicate that they contained only baby diapers, when in fact
22 automobiles were hidden inside the containers, behind false
23 facades that contained baby diapers, and which, when the shipping
24 containers arrived in the Peoples' Republic of China, were empty.

25
26 11. In or about October, 1995, Defendant XILIAN DAI asked
an exporter to buy 40 cases of engine oil for him.

12. On or about October 16, 1994, from the port of Long
Beach, California, the co-conspirators caused to be exported and
transported in foreign commerce a stolen 1994 Lincoln Towncar,
VIN 1LNLM81WXRY743097, and a stolen 1994 Lincoln Towncar, VIN

VIN 1LNLM81WXRY743097, and a stolen 1994 Lincoln Towncar, VIN 1LNLM81W4RY741278.

13. On or about October 23, 1994, from the port of Long Beach, California, the co-conspirators caused to be exported and transported in foreign commerce a stolen 1995 Lexus SC400, VIN JT8UZ30C5S0043818, and a stolen 1994 Lincoln Towncar, VIN 1LNLM81W7RY722059.

14. On or about October 30, 1994, from the port of Long Beach, California, the co-conspirators caused to be exported and transported in foreign commerce a stolen 1995 Chevrolet Corvette, VIN 1G1YY22P7S5104209.

15. On or about December 28, 1994, from the port of Long Beach, California, the co-conspirators caused to be exported and transported in foreign commerce a stolen 1994 Mercedes Benz S420, VIN WDBGA51E9RA159561; a stolen 1995 Mercedes Benz S420, VIN WDBGA43E8SA217429; a stolen 1995 Mercedes Benz E500, VIN WDBGA51E9RA184363; and a stolen 1995 Mitsubishi 3000GT, VIN JA3AN74KXSY003050.

16. On or about January 9, 1995, from the port of Long Beach, California, the co-conspirators caused to be exported and transported in foreign commerce a stolen 1995 Lincoln Towncar, VIN 1LNLM81W2SY657594 and a stolen 1995 Lincoln Towncar, VIN 1LNLM81W8SY645398.

17. Between on or about April 6, 1995, and April 7, 1995, from the port of Long Beach, California, the co-conspirators attempted to export and transport in foreign commerce a stolen

1 1995 Cadillac Brougham, VIN 1G6DW52P6RR712547 and a stolen 1995
2 BMW 740I, VIN WBAGF6324SDH03688.

3 18. On or about April 24, 1995, from the port of Long
4 Beach, California, the co-conspirators caused to be exported and
5 transported in foreign commerce a stolen 1995 Mercedes Benz S420,
6 VIN WDBGA43EXRA182516; a stolen 1993 Lexus GS300, VIN
7 JT8JS47E3P0046907; and a stolen 1994 BMW 325I, VIN
8 WBABF3329REF48519.

9 19. On or about April 26, 1995, from the port of Long
10 Beach, California, the co-conspirators caused to be exported and
11 transported in foreign commerce a stolen 1995 BMW 525I, VIN
12 WBAHD6321SGK52029; a stolen 1995 BMW 325I, VIN WBABJ6327SJD40250;
13 a stolen 1995 BMW 740I, VIN WBAGF6328SDH02768; a stolen 1995
14 Mercedes Benz S320, VIN WDBGA33E7SA192209; and a stolen 1995
15 Mercedes Benz E320, VIN WDBEA32E9SC160505.

16 20. Between on or about April 21, to April 27, 1995, from
17 the port of Long Beach, California, the co-conspirators attempted
18 to export and transport in foreign commerce a stolen 1995
19 Mercedes Benz SL320, VIN WDBFA63E7SF110429.

20 21. On or about August 13, 1995, from the port of Long
21 Beach, California, the co-conspirators caused to be exported and
22 transported in foreign commerce a stolen 1995 Lexus LS400, VIN
23 JT8UF22EXS0034310; a stolen 1995 Lexus LS400, VIN
24 JT8UF22E3S0034231; a stolen 1995 Mercedes Benz S500, VIN
25 WDBGA70E5SA272233; and a stolen 1995 Mercedes Benz S500, VIN
26 WDBGA70E3SA272179.

1 22. On or about August 18, 1995, from the port of Long
2 Beach, California, the co-conspirators attempted to export and
3 transport in foreign commerce a stolen 1995 Jaguar XJ-6, VIN
4 SAJHX1740SC736971, and a stolen 1995 Jaguar XJ-6, VIN
5 SAJNX5743SC199720.

6 23. On or about October 5, 1995, from the port of Long
7 Beach, California, the co-conspirators caused to be exported and
8 transported in foreign commerce a stolen 1995 Mercedes Benz S320,
9 VIN WDBGA32E5SA259519.

10 24. Between on or about March 13, 1996, and March 14, 1996,
11 from the port of Long Beach, California, the co-conspirators
12 attempted to export and transport in foreign commerce a stolen
13 1996 Toyota Landcruiser, VIN JT3HJ85J3T0129746.

14 25. On or about March 27, 1996, from the port of Long
15 Beach, California, the co-conspirators attempted to export and
16 transport in foreign commerce a stolen 1996 Lexus LS400, VIN
17 JT8BH22F3T0044947.

18 26. On or about March 18, 1996, Defendants SUI MIN MA and
19 XU DAI engaged in a telephone conversation in which Defendant MA
20 said that Defendant HOA DUC NGUYEN reported he had four cars
21 waiting and was nervous about people losing their trust in him,
22 to which Defendant XU DAI replied that he was also uneasy and
23 that once money from his family arrived as expected, he would
24 turn them around right away.

25 27. On or about March 26, 1996, Defendants XU DAI and WEI
26 QING HE engaged in a telephone conversation in which Defendant HE

1 reported the bank's limitation on the funds she could withdraw
 2 because the amount they were expecting had not all been wired
 3 over yet, and Defendant DAI asked Defendant HE to withdraw more
 4 from the bank the next day.

5 28. On or about March 27, 1996, Defendants HOA DUC NGUYEN
 6 and WEI QING HE engaged in a telephone conversation in which
 7 Defendant NGUYEN complained that she had not given him enough
 8 money for the "thing" yet, to which Defendant HE responded that
 9 she had to go to two branches to get it.

10 On or about the dates listed, the co-conspirators caused to
 11 be filed Shipper's Export Declarations which described the
 12 contents of the containers as listed below, knowing that the
 13 containers actually held the vehicles listed below:

14 OA DATE OF SED FALSE STATEMENT ACTUAL CONTENT - MODEL & VIN

15	29.	10-16-94	1,600 cases	1994 Linc. Towncar,	1LNLM81WXRY743097
16			motor oil	1994 Linc. Towncar,	1LNLM81W4RY741278
17	30.	10-23-94	1,600 cases	1995 Lexus SC400,	JT8UZ30C5S0043818
18			motor oil	1994 Linc. Towncar,	1LNLM81W7RY722059
19	31.	10-30-94	1,600 cases	1995 Chev. Corvette,	1G1YY22P7S5104209
			motor oil		
20	32.	12-28-94	1,600 cases	1994 Merc.Benz S420,	WDBGA51E9RA159561
			coolant	1995 Merc.Benz S420,	WDBGA43E8SA217429
21				1995 Merc.Benz E500,	WDBGA51E9RA184363
				1995 Mitsubi. 3000GT,	JA3AN74KXSY003050
22	33.	1-9-95	1,600 cases	1995 Linc. Towncar,	1LNLM81W2SY657594
23			motor oil	1995 Linc. Towncar,	1LNLM81W8SY645398
24	34.	4-17-95	800 bckts	1995 Cad. Brougham,	1G6DW52P6RR712547
			detergent	1995 BMW 740I,	WBAGF6324SDH03688
25	35.	4-24-95	80,000 lbs	1995 Merc.Benz S420,	WDBGA43EXRA182516
			synthetic	1993 Lexus GS300,	JT8JS47E3P0046907
26			resin	1994 BMW 325I,	WBABF3329REF48519

1
2
3
4 36. 4-26-95 1,500 bckts 1995 BMW 525I, WBAHD6321SGK52029
5 detergent 1995 BMW 325I, WBABJ6327SJD40250
6 1995 BMW 740I, WBAGF6328SDH02768
7 1995 Merc.Benz S320, WDBGA33E7SA192209
8 1995 Merc.Benz E320, WDBEA32E9SC160505
9
10 37. 4-30-95 550 bckts 1995 Merc.Benz SL320, WDBFA63E7SF110429
11 detergent
12
13 38. 8-13-95 1,800 bttls 1995 Lexus LS400, JT8UF22EXS0034310
14 lube oil 1995 Lexus LS400, JT8UF22E3S0034231
15 1995 Merc.Benz S500, WDBGA70E5SA272233
16 1995 Merc.Benz S500, WDBGA70E3SA272179
17
18 39. 10-5-95 1,600 ctns 1995 Merc.Benz S320, WDBGA32E5SA259519
19 motor oil
20
21 40. 3-17-96 4,000 lbs 1996 Toyota Landcruiser,
22 resin JT3HJ85J3T0129746
23
24
25
26

COUNTS TWO THROUGH THIRTY-TWO

[18 U.S.C. § 553(a) (1) and 2]

Sections B, C, and D of Count One of this Indictment are incorporated by reference and realleged as if fully set forth here.

On or about the dates listed below in Counts 2 through 32, in the Central District of California and elsewhere, defendants XU DAI, ROSE GUANGMIN REN, WEI QING HE, and HOA DUC NGUYEN, SUI MIN MA, XILIAN DAI, and BING DAI did knowingly export and attempt to export and cause the export and attempted export from the United States to the Peoples' Republic of China the listed motor vehicle, knowing the motor vehicle to have been stolen, in violation of Title 18, United States Code, Sections 553(a) (1) and 2.

<u>COUNT</u>	<u>DATE OF EXPORT</u>	<u>MODEL OF CAR</u>	<u>VIN</u>
2	Oct. 16, 1994	1994 Lincoln Towncar	1LNLM81WXRY743097
3	Oct. 16, 1994	1994 Lincoln Towncar	1LNLM81W4RY741278
4	Oct. 23, 1994	1995 Lexus SC400	JT8UZ30C5S0043818
5	Oct. 23, 1994	1994 Lincoln Towncar	1LNLM81W7RY722059
6	Oct. 30, 1994	1995 Chevrolet Corvette	1G1YY22P7S5104209
7	Dec. 28, 1994	1994 Mercedes Benz S420	WDBGA51E9RA159561
8	Dec. 28, 1994	1995 Mercedes Benz S420	WDBGA43E8SA217429
9	Dec. 28, 1994	1995 Mercedes Benz E500	WDBGA51E9RA184363
10	Dec. 28, 1994	1995 Mitsubishi 3000GT	JA3AN74KXSY003050
11	Jan. 9, 1995	1995 Lincoln Towncar	1LNLM81W2SY657594
12	Jan. 9, 1995	1995 Lincoln Towncar	1LNLM81W8SY645398

1	13	Apr. 17, 1995	1995 Cadillac Brougham	1G6DW52P6RR712547
2	14	Apr. 17, 1995	1995 BMW 740I	WBAGF6324SDH03688
3	15	Apr. 24, 1995	1995 Mercedes Benz S420	WDBGA43EXRA182516
4	16	Apr. 24, 1995	1993 Lexus GS300	JT8JS47E3P0046907
5	17	Apr. 24, 1995	1994 BMW 325I	WBABF3329REF48519
6	18	Apr. 26, 1995	1995 BMW 525I	WBAHD6321SGK52029
7	19	Apr. 26, 1995	1995 BMW 325I	WBABJ6327SJD40250
8	20	Apr. 26, 1995	1995 BMW 740I	WBAGF6328SDH02768
9	21	Apr. 26, 1995	1995 Mercedes Benz S320	WDBGA33E7SA192209
10	22	Apr. 26, 1995	1995 Mercedes Benz E320	WDBEA32E9SC160505
11	23	Apr. 30, 1995	1995 Mercedes Benz SL320	WDBFA63E7SF110429
12	24	Aug. 13, 1995	1995 Lexus LS400	JT8UF22EXS0034310
13	25	Aug. 13, 1995	1995 Lexus LS400	JT8UF22E3S0034231
14	26	Aug. 13, 1995	1995 Mercedes Benz S500	WDBGA70E5SA272233
15	27	Aug. 13, 1995	1995 Mercedes Benz S500	WDBGA70E3SA272179
16	28	Aug. 18, 1995	1995 Jaguar XJ-6	SAJHX1740SC736971
17	29	Aug. 18, 1995	1995 Jaguar XJ-6	SAJNX5743SC199720
18	30	Oct. 5, 1995	1995 Mercedes Benz S320	WDBGA32E5SA259519
19	31	Mar. 17, 1996	1996 Toyota Landcruiser	JT3HJ85J3T0129746
20	32	Mar. 25, 1996	1996 Lexus LS400	JT8BH22F3T0044947
21				
22				
23				
24				
25				
26				

COUNTS THIRTY-THREE THROUGH FIFTY-SIX

[18 U.S.C. §§ 2312 and 2]


Sections B, C, and D of Count One of this Indictment are incorporated by reference and realleged as if fully set forth here.

On or about the dates listed below in Counts 33 through 58, in the Central District of California and elsewhere, defendants XU DAI, ROSE GUANGMIN REN, WEI QING HE, and HOA DUC NGUYEN, SUI MIN MA, XILIAN DAI, and BING DAI did unlawfully transport and cause to be transported in foreign commerce the listed motor vehicles from the State of California to the Peoples' Republic of China, knowing the same to have been stolen, in violation of Title 18, United States Code Sections 2312 and 2.

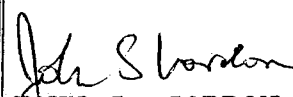
<u>COUNT</u>	<u>DATE OF EXPORT</u>	<u>MODEL OF CAR</u>	<u>VIN</u>
33	Oct. 16, 1994	1994 Lincoln Towncar	1LNLM81WXRY743097
34	Oct. 16, 1994	1994 Lincoln Towncar	1LNLM81W4RY741278
35	Oct. 23, 1994	1995 Lexus SC400	JT8UZ30C5S0043818
36	Oct. 23, 1994	1994 Lincoln Towncar	1LNLM81W7RY722059
37	Oct. 30, 1994	1995 Chevrolet Corvette	1G1YY22P7S5104209
38	Dec. 28, 1994	1994 Mercedes Benz S420	WDBGA51E9RA159561
39	Dec. 28, 1994	1995 Mercedes Benz S420	WDBGA43E8SA217429
40	Dec. 28, 1994	1995 Mercedes Benz E500	WDBGA51E9RA184363
41	Dec. 28, 1994	1995 Mitsubishi 3000GT	JA3AN74KXSY003050
42	Jan. 9, 1995	1995 Lincoln Towncar	1LNLM81W2SY657594
43	Jan. 9, 1995	1995 Lincoln Towncar	1LNLM81W8SY645398
44	Apr. 24, 1995	1995 Mercedes Benz S420	WDBGA43EXRA182516

45	Apr. 24, 1995	1993 Lexus GS300	JT8JS47E3P0046907
46	Apr. 24, 1995	1994 BMW 325I	WBABF3329REF48519
47	Apr. 26, 1995	1995 BMW 525I	WBAHD6321SGK52029
48	Apr. 26, 1995	1995 BMW 325I	WBABJ6327SJD40250
49	Apr. 26, 1995	1995 BMW 740I	WBAGF6328SDH02768
50	Apr. 26, 1995	1995 Mercedes Benz S320	WDBGA33E7SA192209
51	Apr. 26, 1995	1995 Mercedes Benz E320	WDBEA32E9SC160505
52	Aug. 13, 1995	1995 Lexus LS400	JT8UF22EXS0034310
53	Aug. 13, 1995	1995 Lexus LS400	JT8UF22E3S0034231
54	Aug. 13, 1995	1995 Mercedes Benz S500	WDBGA70E5SA272233
55	Aug. 13, 1995	1995 Mercedes Benz S500	WDBGA70E3SA272179
56	Oct. 5, 1995	1995 Mercedes Benz S320	WDBGA32E5SA259519

A TRUE BILL


Foreperson

NORA M. MANELLA
United States Attorney


JOHN S. GORDON
Assistant United States Attorney
Acting Chief, Criminal Division

JAMES P. WALSH
Assistant United States Attorney
Chief, Organized Crime Strike Force Section

PASPRT

**UNITED STATES DISTRICT COURT, CENTRAL DISTRICT OF
CALIFORNIA (Western Division - Los Angeles)
CRIMINAL DOCKET FOR CASE #: 2:97-cr-01126-CBM-4**

Case title: USA v. Dai, et al

Date Filed: 11/19/1997

Date Terminated: 11/28/2007

Assigned to: Judge Consuelo B.
Marshall

Defendant

Hoa Duc Nguyen (4)

TERMINATED: 11/28/2007

also known as

Ah Wah (4)

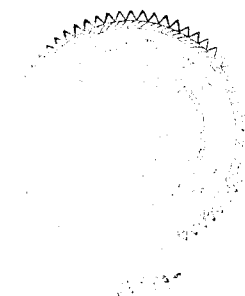
TERMINATED: 11/28/2007

also known as

Hoa Ruc Nguyen (4)

TERMINATED: 11/28/2007

I hereby attest and certify on 11/28/07
that the information contained herein is true
and correct to the best of my knowledge.
CLERK OF COURT
CENTRAL DISTRICT OF CALIFORNIA
by Jan. O. Nunez



Pending Counts

None

Disposition

**Highest Offense Level
(Opening)**

None

Terminated Counts

18:371: CONSPIRACY TO
EXPORT STOLEN VEHICLES,
TRANSPORT STOLEN
VEHICLES IN FOREIGN
COMMERCE, AND MAKE
FALSE STATEMENTS; 18:2:
CAUSING AN ACT TO BE

Disposition

Consent to Transfer, Rule 20 to
Southern District of New York,
NY

DONE

(1)

18:553: EXPORTATION OF
STOLEN MOTOR VEHICLES;
18:2: CAUSING AN ACT TO BE
DONE

Consent to Transfer, Rule 20 to
Southern District of New York,
NY

(2-32)

18:2312: TRANSPORTATION
OF STOLEN MOTOR
VEHICLES IN FOREIGN
COMMERCE; 18:2: CAUSING
AN ACT TO BE DONE
(33-56)

Consent to Transfer, Rule 20 to
Southern District of New York,
NY

Highest Offense Level
(Terminated)

Felony

Complaints

None

Disposition

Plaintiff

USA

represented by **Craig H Missakian**
AUSA - Office of US Attorney
Criminal Div - US Courthouse
312 N Spring St, 12th Floor
Los Angeles, CA 90012-4700
213-894-2434
Email:
USACAC.Criminal@usdoj.gov
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
11/19/1997	1	INDICTMENT filed against Xu Dai (1) count(s) 1, 2-32, 33-56, Rose Guangmin Ren (2) count(s) 1, 2-32, 33-56, Wei Qing He (3) count(s) 1, 2-32, 33-56, Hoa Duc Nguyen (4) count(s) 1, 2-32, 33-56, Sui Min Ma (5) count(s) 1, 2-32, 33-56, Bing

		Dai (6) count(s) 1, 2-32, 33-56, Xiliang Dai (7) count(s) 1, 2-32, 33-56 filed by AUSA Chris Johnson. Offense occurred in L.A. (dm) (Entered: 11/24/1997)
11/19/1997	5	CASE SUMMARY filed by AUSA Chris Johnson, attorney for USA, as to Hoa Duc Nguyen . Defendant's date of birth: 11/4/66. (dm) (Entered: 11/24/1997)
11/19/1997		BENCH WARRANT issued for Hoa Duc Nguyen by Magistrate Judge Stephen J. Hillman Court orders Hoa Duc Nguyen detained. (dm) (Entered: 11/24/1997)
11/19/1997	9	CONFLICT OF INTEREST CERTIFICATION filed as to Xu Dai, Rose Guangmin Ren, Wei Qing He, Hoa Duc Nguyen, Sui Min Ma, Bing Dai, Xiliang Dai . (dm) (Entered: 11/24/1997)
11/19/1997	10	GENERAL CONFLICT OF INTEREST CERTIFICATION filed as to Xu Dai, Rose Guangmin Ren, Wei Qing He, Hoa Duc Nguyen, Sui Min Ma, Bing Dai, Xiliang Dai . (dm) (Entered: 11/24/1997)
11/19/1997	11	MEMORANDUM filed by USA as to Xu Dai, Rose Guangmin Ren, Wei Qing He, Hoa Duc Nguyen, Sui Min Ma, Bing Dai, Xiliang Dai . This criminal action, being filed on 11/19/97, was not pending in the U.S. Attorney's Office before 11/2/92, the date on which U.S. District Judge Lourdes G. Baird began receiving criminal matters. (dm) (Entered: 11/24/1997)
08/18/1998	25	ENDORSED ORDER signed by Judge Consuelo B. Marshall as to Xu Dai granting request [25-1]. Sentence hearing cont to 1:30 pm on 10/5/98. (xemp) (Entered: 08/20/1998)
01/22/1999	29	RECEIPT for Transcripts of proceedings held on: 10/5/98 C/R: Carmen Reyes (app) (Entered: 01/26/1999)
12/02/2002	<u>35</u>	MINUTES OF POST-INDICTMENT ARRAIGNMENT HEARING held before Magistrate Judge Paul L. Abrams as to Sui Min Ma : Reassigning case to Judge Consuelo B. Marshall. Sui Min Ma (5) count(s) 1, 2-32, 33-56 arraigned and states true name as charged. DFPD Attorney Mary Kelly, S/A for Guy C Iversen appointed. First appearance of Sui Min Ma entered. Plea not guilty entered by Sui Min Ma (5) count(s) 1, 33-56. Jury trial set for 10:00 a.m., on 1/21/03 for Sui Min Ma. Tape No.: 02-49 (ca) (Entered: 12/04/2002)

02/10/2004	61	EX PARTE APPLICATION filed by USA as to Xu Dai, Rose Guangmin Ren, Wei Qing He, Hoa Duc Nguyen, Sui Min Ma, Bing Dai, Xiliang Dai for an order permitting disclosure of wire communications and related pleadings Lodged Order (es) (Entered: 02/11/2004)
02/11/2004	62	ORDER filed by Judge Consuelo B. Marshall as to Xu Dai, Rose Guangmin Ren, Wei Qing He, Hoa Duc Nguyen, Sui Min Ma, Bing Dai, Xiliang Dai : granting ex parte application motion for an order permitting disclosure of wire communications and related pleadings [61-1] (cc: all counsel) (es) (Entered: 02/13/2004)
01/23/2006	74	MINUTES OF POST-INDICTMENT ARRAIGNMENT HEARING held before Magistrate Judge Jeffrey W. Johnson as to Xiliang Dai : Case previously assigned to Judge Consuelo B. Marshall . Xiliang Dai (7) count(s) 1, 2-32, 33-56 arraigned and states true name Xi Liang Dai. First appearance of Xiliang Dai entered. Plea guilty entered by Xiliang Dai (7) count(s) 1, 2-32, 33-56 . Jury trial set for 10:00 a.m., on 3/14/06 for Xiliang Dai . No.: 1/23/06 (ca) (Entered: 01/26/2006)
11/28/2007	116	AMENDED DOCUMENT filed by Plaintiff USA as to Defendant Hoa Duc Nguyen <i>CONSENT TO TRANSFER OF CASE FOR PLEA AND SENTENCE PURSUANT TO RULE 20</i> (Missakian, Craig) (Entered: 11/28/2007)
11/28/2007	117	CONSENT TO TRANSFER JURISDICTION (Rule 20) to Southern District of New York, NY. Counts closed as to Hoa Duc Nguyen (4) Count 1,2-32,33-56. (Attachments: # <u>1</u> Rule 20 Transfer) (lom) (Entered: 01/15/2008)

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SHERRI R. CARTER
District Court Executive and
Clerk of Court

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION
312 North Spring Street, Room G-8
Los Angeles, CA 90012
Tel: (213) 894-3535

SOUTHERN DIVISION
411 West Fourth Street, Suite 1053
Santa Ana, CA 92701-4516
(714) 338-4750

EASTERN DIVISION
3470 Twelfth Street, Room 134
Riverside, CA 92501
(951) 328-4450

January 15, 2008

Re: Transfer of Our Case No. CR 97-1126 CBM

Case Title: USA V. Hoa Duc Nguyen, aka "Ah Wah," aka "Hoa Ruc Nguyen,"

Dear Sir/Madam:

Pursuant to ☒ Rule 20 / ☐ Rule 21 of the Federal Rules of Criminal Procedure, we are enclosing the following:

1. Consent/Order to Transfer
 - a. ☒ Original Consent of Defendant
 - b. ☐ Certified copy of minute order directing transfer
 - c. ☐ Order approving consent to transfer
2. ☒ Certified copy of the Indictment/Information
3. ☐ Certified copy of the Order Granting Change of Venue
4. ☒ Certified copy of docket sheet
5. ☐ Certified copy of entire file
6. Bond:
 - a. ☐ Original bond enclosed, OR
 - b. ☐ Original bond to be forwarded by our Fiscal Department; and
7. ☐ Defendant's passport No. _____
8. ☐ Not for public view document (pursuant to Judicial Conference Policy)
7. ☐ Other _____

Please acknowledge receipt of the above-noted items on the copy of this letter and return to us.

Sincerely,

Clerk, U.S. District Court

By Lori Muraoka
Deputy Clerk

cc: *US Attorney - Los Angeles & Receiving District*
CRD to Judge Consuelo B. Marshall

Acknowledgment of Receipt

Receipt is hereby acknowledged of the enclosures referred to above and assigned case number: _____

Clerk, U.S. District Court

Date

By _____
Deputy Clerk